

274 U. S.

Decisions Per Curiam, Etc.

DECISIONS PER CURIAM, FROM APRIL 12, 1927,
TO AND INCLUDING JUNE 6, 1927, OTHER
THAN DECISIONS ON PETITIONS FOR WRITS
OF CERTIORARI.

No. —, original. EX PARTE: IN THE MATTER OF BARBER ASPHALT COMPANY. April 18, 1927. The motion for leave to file petition for writ of mandamus herein is denied. *Messrs. John W. Davis, Charles Neave, Samuel E. Hibben, Henry N. Paul, and Edward L. Patterson* for petitioner.

No. —, original. EX PARTE: IN THE MATTER OF LAKEWOOD ENGINEERING COMPANY. April 18, 1927. The motion for leave to file a petition for a writ of mandamus herein is denied without prejudice to the right to file a petition for a writ of certiorari. *Mr. Frank E. Dennett* for petitioner.

No. 220. FOSTER KELTON AND HERBERT KELTON v. WALLACE KELTON. Error to the Supreme Court of the State of Tennessee. Argued March 11, 1927. Decided April 18, 1927. *Per Curiam*. Dismissed on the authority of *Cuyahoga Power Co. v. Northern Realty Co.*, 244 U. S. 300, 302, 303; *Second National Bank v. First National Bank*, 242 U. S. 600, 602; *San Antonio & Aransas Pass Railway Co. v. Wagner*, 241 U. S. 476, 477. *Mr. Haskell B. Talley* for plaintiffs in error. No appearance for defendant in error.

No. 671. HUMBOLDT LAND & CATTLE COMPANY v. ROBERT A. ALLEN, STATE ENGINEER OF NEVADA, AND INDIVIDUALLY, ET AL. Appeal from the District Court of the United States for the District of Nevada. Argued April 11, 1927. Decided April 18, 1927. *Per Curiam*. Af-

firmed on the authority of *Chicago Great Western Railway Co. v. Kendall*, 266 U. S. 94, 100-101. Mr. Henry A. Guiler, with whom Messrs. Jesse C. Adkins, Albert C. Aiken, and Sterling Carr were on the brief, for appellant. Mr. George B. Thatcher, with whom Mr. M. A. Diskin was on the brief, for appellees.

No. 246. ALLAN PINKERTON, DOING BUSINESS AS PINKERTONS' NATIONAL DETECTIVE AGENCY, AND CORPORATIONS AUXILIARY COMPANY *v.* EUGENE WENGERT, JOHN W. WOLLER, GEORGE PAGE, AND CHARLES REICHENBACH. Appeal from the District Court of the United States for the Eastern District of Wisconsin. Argued March 17, 1927. Decided April 18, 1927. *Per Curiam*. Affirmed on the authority of *Lehon v. City of Atlanta*, 242 U. S. 53. Mr. F. H. Wood, with whom Mr. Roberts Steinmetz was on the brief, for appellants. Mr. Eugene Wengert, *pro se*, with whom Mr. Daniel W. Sullivan was on the brief, for appellees.

No. 14, original. STATE OF NEW YORK *v.* STATE OF ILLINOIS AND SANITARY DISTRICT OF CHICAGO. April 18, 1927. Upon consideration of several motions and suggestions filed in this cause by the respective parties, it is ordered:

1. The answer heretofore filed by the defendants in this cause to the bill of complaint in the related case of *State of Michigan v. State of Illinois and Sanitary District of Chicago* may and shall be accepted and treated as their answer to the bill of complaint in this cause, other than Paragraph III thereof;

2. The motion of the defendants in this cause to strike from the bill of complaint Paragraph III thereof is set down for hearing on Monday next, at the head of the cases assigned for that day; and